

THE AGUILERA LAW GROUP, APLC

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Attorneys for Plaintiff and Counterdefendant TRAVELERS PROPERTY
CASUALTY COMPANY OF AMERICA, a Connecticut corporation

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION

TRAVELERS PROPERTY CASUALTY
COMPANY OF AMERICA, a
Connecticut corporation,

Plaintiff,

v.

TAYLOR MORRISON OF
CALIFORNIA LLC, a California
limited liability corporation, as
successor-in-interest to Taylor Woodrow
Homes, Inc.; TAYLOR MORRISON
SERVICES, INC., a California
corporation; ARCH INSURANCE
GROUP, a Missouri corporation; ARCH
SPECIALTY INSURANCE
COMPANY, a Nebraska corporation;
AMERICAN SAFETY INDEMNITY
COMPANY, an Oklahoma corporation;
HUDSON INSURANCE COMPANY, a
Delaware corporation, QBE
INSURANCE CORPORATION, a
Pennsylvania corporation; FIRST
SPECIALTY INSURANCE
CORPORATION, a Missouri
corporation; UNITED SPECIALTY
INSURANCE COMPANY, a Delaware
corporation and DOES 1 through 10
inclusive,

Case No. 5:12-cv-04204-EJD-HRL
Hon. Edward J. Davila

**STIPULATION TO VOLUNTARILY
DISMISS DEFENDANTS ARCH
SPECIALTY INSURANCE COMPANY
AND UNITED SPECIALTY
INSURANCE COMPANY
FRCP RULE 41(a)(1)(A)(i)**

Defendants.

TAYLOR MORRISON OF
CALIFORNIA, LLC, a California
Limited Liability company; TAYLOR
MORRISON SERVICES, INC., a
California corporation,

Counterclaimants,

v.

TRAVELERS PROPERTY CASUALTY
COMPANY OF AMERICA, a
Connecticut corporation,

Counterdefendant.

WHEREAS, Plaintiff Travelers Property Casualty Company of America (“Travelers”) wishes to dismiss, without prejudice, defendants Arch Specialty Insurance Company (“Arch”) and United Specialty Insurance Company (“United Specialty”).

WHEREAS, defendants Taylor Morrison of California LLC, Taylor Morrison Services, Inc., American Safety Indemnity Company, Hudson Insurance Company, First Specialty Insurance Corporation, QBE Specialty Insurance Company, Arch Specialty Insurance Company, Arch Insurance Company and United Specialty Insurance Company have appeared in the present action;

WHEREAS, the appearing defendants are amenable to Travelers dismissing without prejudice Arch and United Specialty from the present action;

IT IS HEREBY STIPULATED by and between Travelers and Defendants who have appeared in this action, by and through their designated counsel, that defendant Arch and United Specialty are hereby dismissed without prejudice pursuant to FRCP 41(a)(1). Arch and United Specialty further agree to waive any claim for costs it might have associated with the present action.

1 Dated: July 23
2 June ____, 2013

THE AGUILERA LAW GROUP APLC

3 By: K. Arnal

4 A. Eric Aguilera
5 Daniel Eli
6 Kimberly R. Arnal

7 Attorneys for Plaintiff Travelers Property
8 Casualty Company of America

9 Dated: June ____, 2013

COX, CASTLE & NICHOLSON LLP

10 By: Patrick M. McGovern
11 Patrick Michael McGovern

12 Attorneys for Defendant/Counter-
13 Claimant Taylor Morrison of California LLC
14 and Taylor Morrison Services, Inc.

15 Dated: June ____, 2013

BOORNAZIAN JENSEN & GARTHE

16 By: _____

17 Alan Edward Swerdlow

18 Attorneys for Defendant American
19 Safety Indemnity Company

20 Dated: June ____, 2013

HAIGHT BROWN & BONESTEEL, LLP

21 By: _____

22 Jesse Matthew Sullivan

23 Attorneys for Defendant Hudson Insurance
24 Company

25 Dated: June ____, 2013

CRESSWELL ECHEGUREN
RODGERS & NOBLE

26 By: _____

27 Ronald D. Echuguren

28 Attorneys for Defendant First Specialty
Insurance Corporation

1 Dated: June ____, 2013

THE AGUILERA LAW GROUP APLC

2 By: _____

3 A. Eric Aguilera

4 Daniel Eli

5 Kimberly R. Arnal

6 Attorneys for Plaintiff Travelers Property

Casualty Company of America

7 Dated: June ____, 2013

COX, CASTLE & NICHOLSON LLP

8 By: _____

9 Patrick Michael McGovern

10 Attorneys for Defendant/Counter-

11 Claimant Taylor Morrison of California LLC

12 Dated: June 12, 2013

BOORNAZIAN JENSEN & GARTHE

14 By: _____

15 

16 Alan Edward Swerdlow

17 Attorneys for Defendant American

Safety Indemnity Company

18 Dated: June ____, 2013

HAIGHT BROWN & BONESTEEL, LLP

20 By: _____

21 Jesse Matthew Sullivan

22 Attorneys for Defendant Hudson Insurance

23 Company

24 Dated: June ____, 2013

**CRESSWELL ECHEGUREN
RODGERS & NOBLE**

26 By: _____

27 Ronald D. Echuguren

28 Attorneys for Defendant First Specialty

Insurance Corporation

1 Dated: June ____, 2013

THE AGUILERA LAW GROUP APLC

2 By: _____

3 A. Eric Aguilera
4 Daniel Eli
5 Kimberly R. Arnal

6 Attorneys for Plaintiff Travelers Property
7 Casualty Company of America

8 Dated: June ____, 2013

COX, CASTLE & NICHOLSON LLP

9 By: _____

10 Patrick Michael McGovern

11 Attorneys for Defendant/Counter-
12 Claimant Taylor Morrison of California LLC

13 Dated: June ____, 2013

BOORNAZIAN JENSEN & GARTHE

14 By: _____

15 Alan Edward Swerdlow

16 Attorneys for Defendant American
17 Safety Indemnity Company

18 Dated: *July 21* June ____, 2013

HAIGHT BROWN & BONESTEEL, LLP

19 By: _____

20 *Denise T. Morimoto*
21 ~~Jesse Matthew Sullivan~~

22 Attorneys for Defendant Hudson Insurance
23 Company

24 Dated: June ____, 2013

**CRESSWELL ECHEGUREN
RODGERS & NOBLE**

25 By: _____

26 Ronald D. Echuguren

27 Attorneys for Defendant First Specialty
28 Insurance Corporation

1 Dated: June ____, 2013

THE AGUILERA LAW GROUP APLC

2 By: _____

3 A. Eric Aguilera

4 Daniel Eli

5 Kimberly R. Arnal

6 Attorneys for Plaintiff Travelers Property
Casualty Company of America

7 Dated: June ____, 2013

COX, CASTLE & NICHOLSON LLP

8 By: _____

9 Patrick Michael McGovern

10 Attorneys for Defendant/Counter-
11 Claimant Taylor Morrison of California LLC

12 Dated: June ____, 2013

BOORNAZIAN JENSEN & GARTHE

13 By: _____

14 Alan Edward Swerdlow

15 Attorneys for Defendant American
16 Safety Indemnity Company

17 Dated: June ____, 2013

HAIGHT BROWN & BONESTEEL, LLP

18 By: _____

19 Jesse Matthew Sullivan

20 Attorneys for Defendant Hudson Insurance
21 Company

22 Dated: ^{July} June 22, 2013

**CRESSWELL ECHEGUREN
RODGERS & NOBLE**

23 By: _____

24 Ronald D. Echuguren and Matthew S. Harvey

25 Attorneys for Defendant First Specialty
26 Insurance Corporation

1 Dated: July 22, 2013

BROWN, BROWN AND KLASS

2
3 By: Marguerite Brown

4 Marguerite Brown
5 Attorneys for Defendant QBE Specialty
Insurance Company

6 Dated: June ____, 2013

SELMAN BREITMAN

7
8 By: _____

9 Gregory J. Newman
10 Attorneys for Defendant Arch Specialty
11 Insurance Company; Arch Insurance
Company

12 Dated: June ____, 2013

**HIRSCH, CLOSSON, McMILLAN
& SCHROEDER, APLC**

14 By: _____

15 Robert V. Closson
16 Attorneys for Defendant United Specialty
17 Insurance Company
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1 Dated: June ____, 2013

BROWN, BROWN AND KCLASS

2
3 By: _____

Marguerite Brown

4 Attorneys for Defendant QBE Specialty
5 Insurance Company

6 Dated: ~~June~~ ^{July 23} ____, 2013

SELMAN BREITMAN

7
8 By: _____

Gregory J. Newman

9 Attorneys for Defendant Arch Specialty
10 Insurance Company; Arch Insurance
11 Company

12 Dated: June ____, 2013

**HIRSCH, CLOSSON, McMILLAN
& SCHROEDER, APLC**

13
14 By: _____

Robert V. Closson

15 Attorneys for Defendant United Specialty
16 Insurance Company
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1 Dated: June ____, 2013

BROWN, BROWN AND KCLASS

2
3 By: _____
4 Marguerite Brown
5 Attorneys for Defendant QBE Specialty
Insurance Company

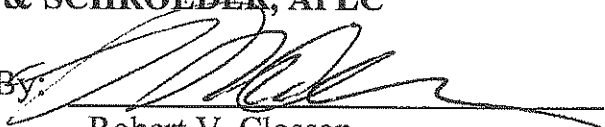
6 Dated: June ____, 2013

SELMAN BREITMAN

7
8 By: _____
9 Gregory J. Newman
10 Attorneys for Defendant Arch Specialty
11 Insurance Company; Arch Insurance
Company

12 Dated: June 13, 2013

**HIRSCH, CLOSSON, McMILLAN
& SCHROEDER, APLC**

13
14 By: 
15 Robert V. Closson
16 Attorneys for Defendant United Specialty
Insurance Company
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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 700 S. Flower St., Ste. 3350, Los Angeles, California 90017.

On July 23, 2013, I served the foregoing document described as: **STIPULATION TO VOLUNTARILY DISMISS DEFENDANTS ARCH SPECIALTY INSURANCE COMPANY AND UNITED SPECIALTY INSURANCE COMPANY FRCP RULE 41(a)(1)(A)(i)** on the interested parties in this action.

☐ **BY U.S. MAIL**

☐ *I deposited such envelope in the mail at Los Angeles, California. The envelope was mailed with postage thereon fully prepaid.

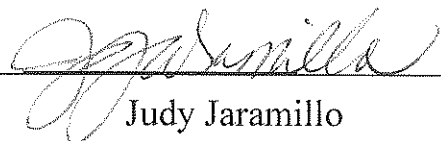
☐ As follows: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under the practice it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage date is more than 1 day after date of deposit for mailing in affidavit.

☒ **BY ELECTRONIC SERVICE VIA ECF** I transmitted a true copy of the above entitled document(s) to CM/ECF for filing and service on all parties.

☐ (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

☒ (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on July 23, 2013 at Los Angeles, California.



Judy Jaramillo